



AF/1772\$  
THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEES FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 1037**  
Kouki FUKUI : Docket No. 2001\_0681A  
Serial No. 09/870,480 : Group Art Unit 1772  
Filed June 1, 2001 : Examiner W. Aughenbaugh  
NONCOMBUSTIBLE INSULATING DUCT

**NOTICE OF APPEAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated August 24, 2004 of the Primary Examiner rejecting claims 15-42, 44, 45 and 47.

- ☐ A timely response to the final rejection has been filed.
- ☐ The extension fee of \$ for a month extension of time is submitted with the attached Petition for Extension of Time.
- ☒ An Appeal Fee of [X] \$330.00 was **previously paid** with the Notice of Appeal filed March 29, 2004. This previously-paid appeal fee is supplemented by an additional fee (due to the October 1, 2004 fee increase) of \$10.00 to result in a total paid appeal fee of \$340.00
- ☒ The additional Appeal Fee (due to the October 1, 2004 fee increase) of \$10.00  
(X) is enclosed.

11/26/2004 GWORDF1 00000096 09870480


01 FC:1401 340.00 OP

Adjustment date: 11/26/2004 GWORDF1  
03/30/2004 EAREGAY1 00000078 09870480  
01 FC:1401 -330.00 OP

- ☐ is to be charged to Deposit Account No. 23-0975. The original and two copies of this sheet are enclosed.
- ☐ Small entity status of this application is established by the verified statement under 37 CFR 1.9 and 1.27 which
- ☐ is enclosed.
- ☐ has been previously submitted.
- ☐ The Appeal Fee is not required since it was paid in a prior appeal.

Respectfully submitted,

Kouki FUKUI

By 

Charles R. Watts

Registration No. 33,142

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November 24, 2004



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**PATENT OFFICE FEE TRANSMITTAL FORM**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Attached hereto is a check in the amount of \$10.00 to cover Patent Office fees relating to filing the following attached papers:

Notice of Appeal ..... \$10.00


Other: ..... \$

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

Kouki FUKUI

By   
Charles R. Watts  
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November 24, 2004

[Check No. 65364]

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